

**GOLDMAN SCARLATO & PENNY, P.C.**

Mark S. Goldman (PA Atty. No. 48049)  
Eight Tower Bridge, Suite 1025  
161 Washington Street  
Conshohocken, PA 19428  
Tel: (484) 342-0700  
goldman@lawgsp.com

*Liaison Counsel for Lead Plaintiffs and the  
Settlement Class*

**LABATON SUCHAROW LLP**

Jonathan Gardner  
Alfred L. Fatale III  
Lisa Streljau  
140 Broadway  
New York, NY 10005  
Tel: (212) 907-0700  
jgardner@labaton.com  
afatale@labaton.com  
lstreljau@labaton.com

*Lead Counsel for Lead Plaintiffs and the  
Settlement Class*

**IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY,  
PENNSYLVANIA – CIVIL TRIAL DIVISION**

IN RE LIVENT CORPORATION  
SECURITIES LITIGATION

CIVIL ACTION

Consolidated Case No. 190501229

**LEAD PLAINTIFFS' MOTION FOR AUTHORIZATION TO DISTRIBUTE  
NET SETTLEMENT FUND TO AUTHORIZED CLAIMANTS**

Lead Plaintiffs Plymouth County Retirement Association and Gary Bizarria (“Lead Plaintiffs”), on behalf of themselves and all other members of the Settlement Class, through Lead Counsel, hereby move this Court for entry of an Order: (i) approving the Claims Administrator’s administrative recommendations to accept or reject claims submitted in connection with the previously approved Settlement, including the rejection of two disputed claims seeking judicial review; (ii) authorizing the distribution of the Net Settlement Fund to Settlement Class Members whose claims have been accepted as valid, pursuant to the distribution plan proposed by the Claims Administrator; (iii) establishing a final bar date beyond which late claims will not be allowed; (iv) approving payment of the Claims Administrator’s fees and expenses in connection with conducting the initial distribution of the Net Settlement Fund; and (v) authorizing the destruction of Claim Forms after the distribution is complete. Lead Plaintiffs do not request oral argument of this motion.

Pursuant to the Stipulation and Agreement of Settlement, dated as of October 27, 2020 (“Stipulation”), previously approved by the Court, Defendants have no interest in the relief sought by this motion. *See* Stipulation at ¶12 (“This is not a claims-made settlement. As of the Effective Date, Defendants, and/or any other Person funding the Settlement on a Defendant’s behalf, shall not have any right to the return of the Settlement Fund or any portion thereof for any reason.”); ¶24 (“Defendants, Defendants’ Counsel, and Released Defendant Parties shall have no responsibility or liability for reviewing or challenging claims, the allocation of the Net Settlement Fund, or the distribution of the Net Settlement Fund.”).

There are two disputed claims presented to the Court for review. The disputing claimants have been provided with notice of the rejection of their claims and had opportunities to discuss the claim determinations with the Claims Administrator. They will also be provided with copies of these motion papers, without voluminous exhibits that are not relevant to the claim disputes.

In support of the motion, Lead Plaintiffs submit and file herewith the: (i) Memorandum of Law in Support of Lead Plaintiffs' Motion for Authorization to Distribute Net Settlement Fund to Authorized Claimants; (ii) Declaration of Michael McGuinness in Support of Lead Plaintiffs' Motion for Authorization to Distribute Net Settlement Fund, with annexed exhibits; and (iii) all other pleadings and matters of record and such additional evidence or argument as may be presented to the Court. A proposed Order is submitted herewith.

Dated: October 11, 2023

Respectfully submitted,

**GOLDMAN SCARLATO & PENNY, P.C.**

/s/ Mark S. Goldman

Eight Tower Bridge, Suite 1025

161 Washington Street

Conshohocken, PA 19428

Tel: (484) 342-0700

goldman@lawgsp.com

*Liaison Counsel for Lead Plaintiffs and the  
Settlement Class*

**LABATON SUCHAROW LLP**

Jonathan Gardner (*admitted pro hac vice*)

Alfred L. Fatale III (*admitted pro hac vice*)

Lisa Streljau (*admitted pro hac vice*)

140 Broadway

New York, NY 10005

Tel: (212) 907-0700

jgardner@labaton.com

afatale@labaton.com

lstreljau@labaton.com

**ROBBINS LLP**

Brian J. Robbins

Stephen J. Oddo

5040 Shoreham Place

San Diego, California 92122

Tel: (619) 525-3990

brobbins@robbinsarroyo.com

soddo@robbinsarroyo.com

*Members of the Executive Committee*